

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

In re:

Brent James Morrison and Tammy Rene Morrison,

Bankruptcy No. 08-07032 PMG
Chapter 7
Judge Paul M Glenn

Discover Bank, Issuer of the Discover Card,

Plaintiff,

vs.

Brent James Morrison,

Defendant.

ADV. NO. 08-411

ORDER AND JUDGMENT OF NONDISCHARGEABILITY

Based upon the Stipulation of the Parties, referenced as document #5, IT IS HEREBY

ORDERED, ADJUDGED AND DECREED:

1. The sum of **\$3,600.00** owed by the Defendant to Plaintiff is found to be nondischargeable and Plaintiff is granted judgment against Defendant in this amount.
2. The non-discharged sum of **\$3,600.00** shall be paid as follows: **the sum of \$100.00 per month, each month for 36 months, commencing 01/15/2009.** The remaining payments shall be due on the same day of each month thereafter. While not in default, such principal shall not bear interest.

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
J.B. VOL. 53, NO. 7301

3. Payments are to be made to:

**Accounts Receivable
Attn: Discover Bank, Issuer of the Discover Card
WEINSTEIN & RILEY, P.S.
P.O. Box 3978
Seattle, WA 98124
INCLUDE ACCOUNT NUMBER ON PAYMENTS**

~~Plaintiff or its agents may send monthly bills and invoices as a courtesy reminder
to Defendant.~~

4. In the event Defendant defaults in payments, Plaintiff shall be entitled to declare the sum of **\$3,600.00**, plus any interest, immediately due and payable, together with Plaintiff's reasonable attorneys' fees and costs incurred.

5. Defendant acknowledges and stipulates that if Defendant fails to make any payment as agreed, the remaining **\$3,600.00**, less any payments made, shall bear interest at *the legal*

Rate of *5.59%* per annum until paid or otherwise satisfied. However, no interest will accrue so long as payments are kept current.

6. Plaintiff will refrain from pursuing its rights under this agreement so long as

Defendant continues to make payment on a regular, timely basis. If Defendant defaults, however, *Plaintiff may execute upon this judgment.*

~~Plaintiff shall have the right to pursue any legally available
remedy, including (but not limited to) garnishment of wages or bank accounts, and
the filing of liens, without further notice.~~

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7. The parties shall pay their own attorney fees and costs in this matter.

Dated: ^{April}~~March~~ 1, 2009

Paul M. Glenn

Paul M Glenn

~~BANKRUPTCY JUDGE~~

Chief United States Bankruptcy Judge

Furnished copies to:

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